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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 4525

03/23/2022 Authored by Franson, Lucero, Boe, Heinrich and Raleigh
The bill was read for the first time and referred to the Committee on Higher Education Finance and Policy

1.1 A bill for an act
1.2 relating to higher education; establishing a cause of action for damages incurred
1.3 from mandatory immunization; proposing coding for new law in Minnesota
1.4 Statutes, chapter 137.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. [137.28] CIVIL ACTION; MANDATORY IMMUNIZATION.

1.7 (a) A student or employee may bring a civil action at any time in district court for
1.8 damages against the Board of Regents if the Board of Regents required the student or
1.9 employee to receive an immunization and the student or employee experienced serious
1.10 illness or injury as a result of the immunization. The court shall award actual damages and
1.11 reasonable attorney fees and costs to a prevailing plaintiff.

1.12 (b) For the purposes of this section, "employee" has the meaning given in section 181.950,
1.13 subdivision 6, and includes an unpaid intern or volunteer treated as an employee for purposes
1.14 of a vaccination mandate.

1.15 EFFECTIVE DATE. This section is effective the day following final enactment and
1.16 applies retroactively to causes of actions arising on or after January 1, 2021.